

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

NIKE, INC.,

Plaintiff,

v.

PUTIAN QINGCHUNZHIJIA SPORTS  
GOODS CO., LTD., *et al.*,

Defendants.

Case No.: 1:19-cv-1408

Hon. Virginia M. Kendall

**JOINT MOTION FOR ENTRY OF STIPULATED FINAL JUDGMENT**

Plaintiff NIKE, Inc. (“NIKE”) and Defendants Putian Qingchunzhijia Sports Goods Co., Ltd. d/b/a OneMix and Pu Tian Shi Qing Chun Zhi Jia Ti Yu Yongpin You Xian Gong Si d/b/a OneMix (collectively, “OneMix”) jointly move the Court for entry of the Stipulated Judgment attached hereto as Exhibit A in complete and final resolution of this matter. In support, the parties state as follows:

1. NIKE filed its First Amended Complaint, which is the operative pleading in this matter, on March 15, 2019. (ECF No. 11.)
2. OneMix accepted service of the First Amended Complaint on June 13, 2019, and OneMix filed its Answer on September 23, 2010. (ECF Nos. 20 and 28.)
3. On September 30, 2019, the Court held an initial status hearing, in which the parties reported they had agreed to a general framework to resolve this matter. (ECF No. 31 and No. 30, ¶ 5.) Specifically, the parties reported they agreed to resolve this matter through the entry of a stipulated final judgment of infringement, along with a mutually-agreed amount of payment. (ECF No. 30, ¶ 5.) To facilitate the parties’ preparation of their settlement agreement and stipulated judgment, NIKE reported it needed discovery related to damages. (*Id.*)

4. The Court adopted the parties' schedule as set forth in the initial Joint Status Report. (ECF Nos. 30-33.) The schedule included an initial discovery period during which NIKE sought discovery related to damages. (ECF Nos. 30, 32, 33.)

5. The parties have now finalized their written settlement agreement, including a stipulated final judgment to resolve this matter. The stipulated final judgment is attached hereto as Exhibit A.

WHEREFORE, the parties respectfully request that the Court grant this motion and enter the attached Stipulated Judgment in complete and final resolution of this matter.

Dated: April 21, 2020

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on April 21, 2020, I caused the foregoing document to be electronically filed with the Clerk of the Court pursuant to the Electronic Filing Procedures and using the CM/ECF system, and that a true and correct electronic copy was thereby caused to be served on all counsel of record.

/s/ Novaira Paul  
Novaira T. Paul

# EXHIBIT A

**EXHIBIT A**

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS**

NIKE, INC.,

Plaintiff,

v.

PUTIAN QINGCHUNZHILIA SPORTS  
GOODS CO., LTD. d/b/a ONEMIX, and  
PU TIAN SHI QING CHUN ZHI JIA TI YU  
YONGPIN YOU XIAN GONG SI d/b/a  
ONEMIX,

Defendants.

Case No.: 1:19-cv-1408

**STIPULATED FINAL JUDGMENT**


The Court, being advised that the parties stipulate and agree to the entry of a final and enforceable judgment on the terms set forth herein, enters this Order as a final and enforceable judgment in this matter.

**IT IS HEREBY ORDERED** that judgment is entered against Defendants for infringing NIKE's U.S. Design Patent Nos. D636,588, D636,571, D694,501, D697,294, D702,424, D707,934, D707,935, D707,950, D709,681, D711,081, D718,036, D762,965, and D762,966 (collectively, the "NIKE Design Patents") in violation of 35 U.S.C. § 271(a);


**IT IS FURTHER ORDERED** that Defendants, and all persons or entities acting as agents or in concert with Defendants, are hereby permanently enjoined from (i) making, using, offering to sell, selling, or importing into the United States shoes covered by the NIKE Design Patents, including but not limited to Defendants' shoe model numbers 1006, 1115, 1088, 1073, 1118, 1191, 1223, 1155, 1295, 1096, 1156, and any other shoes bearing designs that are colorable imitations of those shoe model numbers, examples of which are reproduced below (collectively, the "Accused

Shoes”); and (ii) encouraging, inducing, or contributing to the infringement of the NIKE Design Patents by others in the United States;

Model No.	Images of Accused Shoes
1006	
1115	
1088	
1073	

Model No.	Images of Accused Shoes
1118	



Model No.	Images of Accused Shoes
	 <p>The image displays eight Onix X sneakers arranged in two columns and four rows. The top row shows two sneakers from a side-on perspective, highlighting their vibrant color schemes: one in pink and blue, and the other in orange and yellow. The subsequent three rows each show a pair of sneakers from a side-on perspective, all in dark colorways (black, dark blue, and grey). Each shoe features a prominent white swoosh logo on the side and a thick, textured sole. The brand name 'ONIX X' is visible on the side of the sole of each shoe.</p>



Model No.	Images of Accused Shoes
	
1191	


Model No.	Images of Accused Shoes
	 Three Onix sneakers are displayed. The top row shows two white sneakers with green accents: one from a side profile and one from a three-quarter rear view. The bottom row shows a single lime green sneaker from a side profile. All three sneakers feature a mesh upper and a thick, cushioned sole with a visible air unit in the heel.
1223	 Four Onix sneakers are displayed in a 2x2 grid. Top left: black sneaker with white accents. Top right: light blue sneaker with white accents. Bottom left: dark green sneaker with lime green accents. Bottom right: white sneaker with black accents. All four sneakers feature a mesh upper and a thick, cushioned sole with a visible air unit in the heel.

Model No.	Images of Accused Shoes
	 Three white sneakers with colorful accents. The top left shoe has green laces and a green swoosh. The top right shoe has pink laces and a pink swoosh. The bottom center shoe has purple laces and a purple swoosh. All three shoes have a visible air unit in the sole.
1155	 Six black and grey sneakers with various accents. The top left shoe is green with black laces. The top right shoe is black with white laces. The middle left shoe is grey with black laces. The middle right shoe is black with green laces. The bottom left shoe is black with red laces. The bottom right shoe is black with white laces. All six shoes have a visible air unit in the sole.



Model No.	Images of Accused Shoes
	

Model No.	Images of Accused Shoes
1295	 <p>The images show six different colorways of the Onix sneaker model 1295. The top row features a black sneaker with a white midsole and black outsole, and a black sneaker with yellow accents and a yellow midsole. The middle row shows a maroon sneaker with a white midsole and maroon outsole, and a white sneaker with black accents and a black midsole. The bottom row displays a white sneaker with pink accents and a pink midsole, and a white sneaker with green accents and a green midsole. All sneakers have a mesh upper and a thick, cushioned sole.</p>
1096	 <p>The images show four different colorways of the Onix sneaker model 1096. The top row features an orange sneaker with a white midsole and orange outsole, and a black sneaker with a white midsole and black outsole. The bottom row displays a green sneaker with a white midsole and green outsole, and a black sneaker with a white midsole and black outsole. All sneakers have a mesh upper and a thick, cushioned sole.</p>

Model No.	Images of Accused Shoes
	



Model No.	Images of Accused Shoes
	
1156	

**IT IS FURTHER ORDERED** that Defendants, and all persons or entities acting as agents or in concert with Defendants, are hereby permanently enjoined from making, using, offering to sell, selling, or importing into the United States shoes bearing designs of Defendants' shoe model


numbers 1363, 1513, 1515, 1521, 1566, 1361, and any other shoes bearing designs that are colorable imitations of those shoe model numbers, examples of which are reproduced below (collectively, the “Additional Shoes”);

Model No.	Images of Additional Shoes
1363	
1513	

Model No.	Images of Additional Shoes
1515	
1521	
1566	



Model No.	Images of Additional Shoes
	
1361	

Model No.	Images of Additional Shoes
	

**IT IS FURTHER ORDERED** that Defendants shall destroy its inventory of Accused Shoes and Additional Shoes in the United States, and all advertising materials related to any Accused Shoes or Additional Shoes, in their possession, custody, or control within 15 days of entry of this judgment;

**IT IS FURTHER ORDERED** that Defendants, and all persons or entities acting as agents or in concert with Defendants, are hereby permanently enjoined from infringing and/or diluting NIKE's trademarks for AIR MAX, FLYWIRE, and FLYKNIT (collectively, the "NIKE Trademarks"), which includes at least (i) using any of the NIKE Trademarks, or colorable

imitations thereof, in the United States, (ii) manufacturing, advertising, promoting, selling, offering to sell, distributing, supplying, and/or importing products that use any of the NIKE Trademarks, or colorable imitations thereof, in the United States, and (iii) aiding, assisting, or otherwise contributing to the use of the NIKE Trademarks, or colorable imitations thereof, by others in the United States;

**IT IS FURTHER ORDERED** that NIKE recover a monetary award in an amount to which the parties have agreed, with payment to be made by a date agreed-upon by the parties;

**IT IS FURTHER ORDERED** that the parties shall bear their own fees and costs incurred in connection with this action;

**IT IS FURTHER ORDERED** that Plaintiff may provide this Order to any third-party marketplace through which any entity offers for sale or sells any Accused Shoe or Additional Shoe (such as [www.amazon.com](http://www.amazon.com), [www.ebay.com](http://www.ebay.com), and [www.aliexpress.com](http://www.aliexpress.com)) in the United States and that third-party marketplace shall immediately remove all listings offering for sell or selling any Accused Shoe or Additional Shoe in the United States;

**IT IS FURTHER ORDERED** that this Court shall retain jurisdiction over the parties to the extent necessary to enforce the terms of this Order and the injunctive relief provided herein;

**IT IS FURTHER ORDERED** that this Order terminates all proceedings in this case and all future dates are stricken.

**IT IS SO ORDERED.**

**SIGNED AND ENTERED** this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

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United States District Judge